OTPE ENTO

#### **CERTIFICATE OF MAILING**

Freeby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August \_\_\_\_\_\_, 2004.

Attorney for Applicants

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

•

10/617,083

Applicant

Pei-Yuan Lee

Title

.

**PUNCHING APPARATUS** 

Filed

•

July 10, 2003

TC/A.U.

.

(not yet assigned)

Examiner

:

(not yet assigned)

Docket No.

3304.2.69

Customer No.

21552

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

#### Dear Sir:

Transmitted herewith is an Information Disclosure Statement disclosing information which has come to the attention of applicant and/or his attorneys and is being submitted so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56. In accordance with 37 C.F.R. § 1.97(b), the enclosed Statement is being filed within three (3) months of the filing date of the above-identified application or before the mailing date of a first Action on the merits.

Neither applicant nor his attorneys make any representation that any information disclosed herein may be "prior art" within the meaning of that term under 35 U.S.C. § 102 or § 103. Moreover, pursuant to 37 C.F.R. § 1.97, the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made or as an admission that the

information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

In accordance with 37 C.F.R. § 1.98, transmitted herewith are:

- A completed copy of Form PTO/SB/08a "Information Disclosure Statement by Applicant" listing the patents, publications and other information being submitted for consideration; and
- 2. A legible copy of each patent, publication and other item of information in written form listed on the enclosed Form PTO/SB/08a, except for copies of U.S. patents and published U.S. patent applications which are not required for applications filed after June 30, 2003.

As this application was filed after June 30, 2003, copies of the U.S. patents and published U.S. patent applications listed on the enclosed Form PTO/SB/08a are not required and, therefore, not included herewith.

## **NON-ENGLISH INFORMATION**

Pursuant to 37 C.F.R. § 1.98, following is a concise explanation of the relevance (as it is presently understood by the individual designated in 37 C.F.R. § 1.56(c) most knowledgeable about the content of the information), of each listed patent, publication or other information that is not in the English language:

Chinese Patent Application No. 2272353Y discloses: The present utility model, "stylish punch apparatus", is improvement on the vertically depressing-type punching apparatus. At the side of the cover of the punching apparatus, a curved pressing lever is disposed. The pressing lever has one end traversely extends over the cover, and has a recessed section at a position corresponding to the depressing button protruding through the top surface of the cover. The user touches the end of the pressing lever and moves the pressing lever downwards so that the recessed section sustains against the depressing button to move the depressing button downwards, thereby saving laboring compared to the vertically depressing-type punching apparatus that depresses the depressing button directly.

Respectfully submitted,

Evan R. Witt

Reg. No. 32,512

Attorney for Applicant

Date: August 9, 2004

MADSON & METCALF Gateway Tower West 15 West South Temple, Suite 900 Salt Lake City, Utah 84101 Telephone: 801/537-1700 OIPE 2004 AUG 1 3 2004

PTO/SB/08a (08-03) Approved for use through 06/30/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

+

Substitute for form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 Of

required to respond to a collection of information diffess it contains a valid Civils control number.						
Complete if Known						
Application Number	10/617,083					
Filing Date	July 10, 2003					
First Named Inventor	Pei-Yuan Lee					
Group Art Unit						
Examiner Name						
Attorney Docket Number	3304.2.69					

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>		
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5 (F known)</sup>	MM-DD-YYYY					
	F1	CN 2272353Y						

Examiner Signature		Date Considered	,

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional) . <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.